IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 706 OF 2007

Office Notes, Office Memorandum of Coram, appearance, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.G.S. Godbole for the Appellants.
Mr. Vineet B. Naik for the Respondent.

CORAM : MRS. NISHITA MHATRE,J.
DATE : 12TH OCTOBER, 2007.

P.C. :

. This Appeal from Order has been filed against the order of the Civil Judge, Senior Division, Solapur dated 21st July 2007. By this order, the learned Judge has refused to grant any interim relief to the Appellant. The agreement which the Appellant seeks to specifically enforce in the suit filed by him is prima-facie an agreement for development of the property and not an agreement of sale. It is well settled that a developer can

only claim damages in the event the development agreement is breached.

2. In these circumstances, there is no need to interfere with the order passed by the Lower Court.

3. Appeal is dismissed.

(MRS.NISHITA MHATRE,J.)